

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
SHERMAN DIVISION

EDWARD ROY RODRIGUEZ §
VS. § CIVIL NO. 4:21-CV-128-SDJ
UNITED STATES OF AMERICA § CRIMINAL NO. 4:19-CR-78(1)-SDJ

ORDER OF DISMISSAL

This case was referred to United States Magistrate Judge Kimberly C. Priest Johnson, who issued a Report and Recommendation (Dkt. #13) concluding that the Motion to Vacate, Set Aside, or Correct Sentence should be dismissed for failure to prosecute. The Report and Recommendation of the Magistrate Judge, which contains proposed findings of fact and recommendations for the disposition of such action, has been presented for consideration. No objections having been timely filed, the Court concludes that the findings and conclusions of the Magistrate Judge are correct, and adopts the same as the findings and conclusions of the Court.

It is therefore **ORDERED** the Motion to Vacate, Set Aside, or Correct Sentence is **DISMISSED** without prejudice. All motions by either party not previously ruled on are hereby **DENIED**.

So ORDERED and SIGNED this 3rd day of February, 2024.



SEAN D. JORDAN
UNITED STATES DISTRICT JUDGE